

**RECEIVED**  
**CENTRAL FAX CENTER****Pitney Hardin LLP**

MAR 10 2005

200 Campus Drive  
Florham Park, NJ 07932-0950  
Mailing Address:  
P.O. Box 1945  
Morristown, NJ 07962-1945  
Phone #(973) 966-6300  
Fax # (973) 966-1015

7 Times Square  
New York, NY 10036-7311  
Phone #(212) 297-5800  
Fax # (212) 916-2940

View Building  
Rue de L'Industrie 26-38  
B-1040 Bruxelles, Belgium  
Phone # 02-514-54-19  
Fax # 02-514-16-59

Please check the appropriate location below:

Morristown ☐New York ☐Bruxelles ☐DATE: March 10, 2005

To	Examiner Gina C. Yu	Facsimile Number:	571-273-8300
Art Unit:	1617		
Company:	US Patent & Trademark Office	Phone Number:	

From	Phone Number
Lindsay S. Adams	212-297-5800

Client/Matter Number: 503094.100616Number of pages including transmittal sheets 10Original will be sent: Overnight Mail ☐ Regular Mail ☐ Will not be sent ☒

Comments: U.S. Serial No.: 10/070,601, filed: August 29, 2000  
Transmitted herewith is an Amendment Prior to Filing an Appeal Brief (8 pgs.)  
Transmittal Fee Sheet (1 pg.)

This message is intended only for the use of the addressee and may contain information that is privileged and confidential. If you are not the intended recipient, you are hereby notified that any dissemination of this communication is strictly prohibited. If you have received this communication in error, please notify our Fax Department at (212) 297-5805. Thank you.

FOR SENDER:

FAX OPERATOR ONLY

If there is a problem transmitting this fax and you are not in the office, should the operator call you at home?

Name: \_\_\_\_\_

Date Sent: \_\_\_\_\_

☐ YES ☐ NO

MAR 10 2005

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0851-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		<b>Complete if Known</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/070,601
		Filing Date	August 29, 2000
		First Named Inventor	Akihiro Kuroda
		Examiner Name	Gina C. Yu
		Art Unit	1617
		Attorney Docket No.	3094-39
TOTAL AMOUNT OF PAYMENT	(\$)	50.00	

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 50-1145 Deposit Account Name: \_\_\_\_\_

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
25	1	50	50.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
3	0	200	0

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

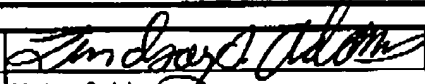
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x		

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

<b>SUBMITTED BY</b>		Registration No.	Telephone
Signature		36,425 (Attorney/Agent)	212-297-5800
Name (Print/Type)	Lindsay S. Adams		Date March 10, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**RECEIVED  
CENTRAL FAX CENTER**

**MAR 10 2005**

3094-39

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Akihiro KURODA and Koji SAKUDA

Serial No.: 10/070,601

Art Unit: 1617

Filed: August 29, 2000

Examiner: Gina C. Yu

For: **COSMETICS**

**AMENDMENT PRIOR TO FILING AN APPEAL BRIEF**

I hereby certify that this correspondence is being  
Transmitted to the Assistant Commissioner of Patents by facsimile  
On March 5, 2005

Lindsay S. Adams

Attorney



Signature

March 10, 2005

Date of Signature

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 50-1145.

Mail Stop: AF  
Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

In response to the Advisory Action dated February 16, 2005, Applicants submit  
herewith an amendment for entry into the above-identified file.

1285343A01031005